

had shown enough to identify Johnson as having been with the others in the evening, and he wished to challenge the declarations of Johnson.) The Court doubted if he had shown enough.

**Witness**—Johnson was alone in the boat.

**Offer**—Newton recalled.—The pistol shown is the same that I handed to the Coroner.

The District Attorney read the examination of Hewitt; said he was a native of Nova Scotia—a caulker by trade; is not guilty of the charge.

The District Attorney said he would here rest the case. Mr. Whetton said he would produce no witnesses.

[The mother, sister-in-law, two brothers, and other relatives of prisoner, were in Court.]

Mr. Wheaton, for defense, and the District Attorney for prosecution, then summed up, each making eloquent appeals to the Jury.

The Court, in its charge, said the questions for the Jury were whether or not pre-meditated design to kill the deceased. As to the latter point, the law now is that if the design was formed at the instant of executing the murder, it is not pre-meditated. The Court said in the best of positions, as far as the Jury consider that he fired in the heat of passion, and that the killing would be manslaughter in the third degree. The Jury retired about five o'clock, and not having agreed at 9 o'clock the Court took a recess.

**LAW INTELLIGENCE.**

**COURT CALENDAR—THIS DAY.**

**SUPERIOR COURT.—**No. 131, 338, 359, 316, 452, 248, 32, 121, 119, 486, 116, 331, 538, 580, 479, 304, 112, 529, 358, 156, 282, 546, 546, 547, 387, 434, 133, 109, 325, 329, 328, 258, 584, 365, 6, 38, 29, 30, 39, 78, 109, 308, 116, 334, 250, 216, 516.

**Circuit Court.—**No. 1,329, 2,129, 1,312, 1,504, 1,732, 675, 705, 717, 721, 692, 757, 628, 634, 730, 731.

**SUPERIOR COURT.—Before Judge Dorr.**

**Mason vs. Clark.**

To recover damages for permitting water, alleged, from defendant's premises to run into those of defendant, and work through cellar walls, &c., also, referred to. Verdict for plaintiff, \$35, which, because trespass on land, carries the full cost.

**Before Judge CAMPBELL.**

**George O. Bartlett vs. the New-Haven Railroad Co.**

To recover damages for injury received by a passenger during a collision of cars near Mount Vernon, Worcester County, already reported to. Verdict for plaintiff, \$1,750.

Henry Techin, keeper of a grocery at the

corner of Twenty fifth and Sixth sts. was killed on an insistence charging him with assault and battery, very reluctantly let Coroner T. H. Deady and J. R. Smith, Esq., on the 24th of April last. It appears, from the evidence of the Coroner and his Deputy, that at the time in question they called at the store of the deceased, who intended to buy a pair of boots, and that they saw the body of a lad named Joseph White, 64 years of age, whose death was caused by an overaction of spiritism, and that they saw the store of the deceased, who was at the store of Techin. The Coroner deeming Techin to be an important witness in the case, sent for both him and his clerk, Boorback; but they refused to come, and he had to take them by force to their store to compel their attendance. An altercation, and finally a scuffle, ensued. Techin and his clerk each managed to get loaded pistol from a shelf, with which they attempted to threaten the Coroner and his Deputy, who were then finally arrested. Counsel for the defense contended that inasmuch as the subpoena was merely verbal, Techin and his clerk were not bound to obey it, and that the Coroner's conduct was illegal. The Court sustained this theory, and so charged the Jury, who rendered a verdict of acquittal against Techin.

For the case of Boorback, who had also been indicted for the same offense, a *nolle prosequi* was entered, as the Court adjourned for the day.

**MARRIED.**

On Wednesday evening Nov. 17 by Rev. Mr. Wells, Mr. John W. Brown to Miss Ann E. Blodgett, both of this city.

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A: Newtown, Bucks County, Pa., Nov. 11, RICHARD FLE

**DIED.**

No. 17 Mrs. ANN MYERS, aged 42, widow of the late Capt. Joseph Myers.

The funeral will take place on Friday, at 2 P. M., at the residence of her son, Capt. John Andrew Walker, No. 104 1/2 St. W. Milwaukee, Wis. 1.

On Tuesday, Nov. 16, ABRAHAM WALKER, an 81st year member of the family, an accomplished collector, attended his funeral on Friday, 19th instant, at 1 o'clock, from his late residence, No. 104 1/2 St. W. Milwaukee, Wis. 1.

In Brooklyn, Nov. 17, Mrs. HANNAH KIRBY, in the 73rd year of her age.

Her sons and those of her son, George and Charles H. Kirby, and her son-in-law, Andrew Wilson, were invited to attend her funeral from 10 to 11 A. M., at 110 1/2 St. W. Milwaukee, Wis. 1.

In New Orleans, Oct. 4, of cholera, ROBERT W. LEWIS, a 30-year-old son of the late J. B. Lewis, of the firm of Williams and Clark Lewis. He was under a delusion and after he had killed his brother. Never knew him but, as he had married his brother's widow, he was not a stranger.

As a result for some women of means he strayed.

And the female has been forced to receive such money.

**COMMERCIAL MATTERS.**

**Sales at the Stock Exchange.—Nov. 18.**

MINUTE. 5 1/2. Vol. 110 1/2. 100 Montgomery Zinc.....

4 000 N. Y. State Se, 73	1073	do	61
100 Ohio Se, 70	50	do	610
1 000 Reading Bonds	50	do	629

[illegible]

50	do	.....	100	do	.....
50	do	.....	100	do	.....
1.150	do	.....	50 N. Hav. & Hartford	.....	15

560	50	.....	700	50	.....
570	50	.....	710	50	.....
580	50	.....	720	50	.....
590	50	.....	730	50	.....
600	50	.....	740	50	.....
610	50	.....	750	50	.....
620	50	.....	760	50	.....
630	50	.....	770	50	.....
640	50	.....	780	50	.....
650	50	.....	790	50	.....
660	50	.....	800	50	.....
670	50	.....	810	50	.....
680	50	.....	820	50	.....
690	50	.....	830	50	.....
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710	50	.....	850	50	.....
720	50	.....	860	50	.....
730	50	.....	870	50	.....
740	50	.....	880	50	.....
750	50	.....	890	50	.....
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980	50	.....			
990	50	.....			
1000	50	.....			

200	do.....	20 11	700	do.....	20 11
75	Nichols & Tennant Co...	20 11	100	do.....	20 11
100	do.....	20 11	100	do.....	20 11

[illegible]

Railroad Mort. Co., 70, 80, 100 Sch. Nav. Preferred, 27½; 100  
var Meadow Railroad, 25; 8000 Harrisburg Railroad Co., 1

THURSDAY, NOV. 13-P. M.

There was a large business done at the Stock Board to-day, with considerable fluctuation. The largest activity was in Nicaragua, of which over 5,000 shares were sold, the market declining under the M. Coletta manifesto to 25, a fall of 4 per cent. since Tuesday. The market afterward recovered strength when it was discovered that the matter was really a tea-pot tempest, and closed at 36 3/4. The following gives below the reply of the Transit Company to

times large and upward. The sales of the day are 5, or 6,000 shares, the market opening at 22.

closing after the Second Board at 94. The advance under active business has been 8 percent; the operators for a fall, under the impression the issues of new stock would be sufficient to prove any improvement, are believed to be very "short," dividend of 4 per cent. is confidently predicted, par for the stock and no reaction. The stock, it is said, is to be carried to par and kept there by those who confident of its value, as was Farmers' Loan. Harlow was rather active, but fell off to 73½. It afterward recovered its loss and closed in demand at 73½. Island opened heavy but went to 40½; at the close

6 months. Hudson River is again moving upward, closed at 7th. Reading also steady. Norwich and

ington remain without important change. The Coal & Iron Co. continues to improve. Delaware sold at 137. Pennsylvania Coal, 118, and at auction at 120. Cumberland 64, which is better in each case. There were buyers for Canton, and sales were made at 50, a advance of 14 1/2 cent. Zinc was rather heavy. Improvement was in demand, and 1,300 shares closing at 11 bid. The Boston Post of Tuesday